UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF OHIO WESTERN DIVISION

MICHAEL W. HARRIS, et al.,

PURDUE PHARMA, INC., et al.,

Case No. 1:01cv428

Plaintiffs,

Judge S. Arthur Spiegel

V.

Defendants.

STIPULATION AND ORDER OF DISMISSAL

Pursuant to Rule 41(a)(ii) of the Federal Rules of Civil Procedure, it is hereby stipulated and agreed by all parties, by and through their undersigned counsel, that this action is hereby dismissed without prejudice. Each party is to bear its own costs.

Respectfully submitted,

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Attorney for Defendants, Abbott Laboratories and Abbott Laboratories, Inc.

IT IS SO ORDERED:

s/S. Arthur Spiegel
S. Arthur Spiegel

Date: December 4, 2003